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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,)
9 Plaintiff,)
10 v.) 2:13-CR-201-APG-(GWF)
11 VICTOR RODARTE,)
12 Defendant.)

13 **PRELIMINARY ORDER OF FORFEITURE**

14 This Court finds that on March 6, 2014, defendant VICTOR RODARTE pled guilty to Count
15 One of a One-Count Criminal Indictment charging him with Coercion and Enticement in violation of
16 Title 18, United States Code, Section 2422(b). Criminal Indictment, ECF No. 1; Change of Plea, ECF
17 No. __; Plea Agreement, ECF No. __.

18 This Court finds defendant VICTOR RODARTE agreed to the forfeiture of the property set
19 forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Indictment. Criminal
20 Indictment, ECF No. 1; Change of Plea, ECF No. __; Plea Agreement, ECF No. __.

21 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America
22 has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture
23 Allegation of the Criminal Indictment and the offense to which defendant VICTOR RODARTE pled
24 guilty.

25 The following asset is subject to forfeiture pursuant to Title 18, United States Code, Section
26 2428(b)(1)(A):

1 1. a 2001 Lincoln Navigator, VIN number 5LMEU27R81LJ31759, with Nevada
2 license plate 694YSE
3 (all of which constitutes "property").

4 This Court finds the United States of America is now entitled to, and should, reduce the
5 aforementioned property to the possession of the United States of America.

6 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
7 United States of America should seize the aforementioned property.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
9 VICTOR RODARTE in the aforementioned property is forfeited and is vested in the United States of
10 America and shall be safely held by the United States of America until further order of the Court.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
12 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
13 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state the
14 time under the applicable statute when a petition contesting the forfeiture must be filed, and state the
15 name and contact information for the government attorney to be served with the petition, pursuant to
16 Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity
18 who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate
19 the validity of the petitioner's alleged interest in the property, which petition shall be signed by the
20 petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and
21 Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner's
22 right, title, or interest in the forfeited property and any additional facts supporting the petitioner's
23 petition and the relief sought.

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
25 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101, no later than
26 thirty (30) days after the notice is sent or, if direct notice was not sent, no later than sixty (60) days

1 after the first day of the publication on the official internet government forfeiture site,
2 www.forfeiture.gov.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
4 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
5 following address at the time of filing:

6 Michael A. Humphreys
7 Assistant United States Attorney
8 Daniel D. Hollingsworth
9 Assistant United States Attorney
Lloyd D. George United States Courthouse
333 Las Vegas Boulevard South, Suite 5000
Las Vegas, Nevada 89101.

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
11 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
12 following publication of notice of seizure and intent to administratively forfeit the above-described
13 property.

14 DATED this 6th day of March, 2014.

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UNITED STATES DISTRICT JUDGE
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